

# DETROIT CITY COUNCIL

## FORMAL SESSION

NOVEMBER 7, 2018

10:00 A.M.

### MAYOR'S OFFICE

1. **Benson**, reso. autho. Petition of The Parade Company (#547), request to hold “2018 America’s Thanksgiving Parade presented by Art Van” at Various locations on November 22, 2018 from 7:00 am – 1:30 pm with temporary street closures. **(The Mayor’s Office and all other City departments RECOMMENDS APPROVAL of this petition) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
2. **Benson**, reso. autho. Petition of The Parade Company (#549), request to hold “2018 Strategic Staffing Solutions Turkey Trot” at Woodward Ave. and Cobo Center, on 11/22/18 from 7:00 am – 11:30 am, Set-up to begin on 11/21/18 at 7:00 am, complete tear down on 11/22/18 at 11:30 am. **(The Mayor’s Office and all other City departments RECOMMENDS APPROVAL of this petition) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
3. **Sheffield**, reso. autho. Petition of Jonathan Witz & Associates (#548), request to hold “Winter Blast Weekends” at various locations on 1/11/19 – 2/17/19. **(The Mayor’s Office and all other City departments RECOMMENDS APPROVAL of this petition) (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**

### OFFICE OF CONTRACTING AND PROCUREMENT

4. **Benson**, reso. autho. **Contract No. 3028067** - 100% Federal Funding – To Provide Wireless Routers for DDOT. – Contractor: WAAV, Inc. – Location: 151 Pearl St., 4<sup>th</sup> Floor, Boston, MA 02110 – Contract Period: Upon City Council Approval through December 31, 2018 – Total Contract Amount: \$103,750.00. **DEPARTMENT OF TRANSPORTATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
5. **Benson**, reso. autho. **Contract No. 2915543** - 100% City Funding – AMEND 1 – To Provide Additional Capital Improvements for DPD – Contractor: Detroit Building Authority – Location: 1301 Third, #326, Detroit, MI 48226 – Contract Period: Upon City Council Approval through August 30, 2019 – Contract Increase: \$3,698,963.00 – Total Contract Amount: \$10,998,936.00. **(This Amendment is for an Increase of Funds Only.) POLICE (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**

6. **Benson**, reso. autho. **Contract No. 6001646** - 80% Federal Funding, 20% State Funding – To Provide Reflective Bus Stop decals, for DDOT. – Contractor: International Name Plate Supplies Limited – Location: 1420 Crumlin Rd., London, ON NSV 1S1 – Contract Period: Upon City Council Approval through October 1, 2021 – Total Contract Amount: \$147,570.00. **DEPARTMENT OF TRANSPORTATION (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
7. **Sheffield**, reso. autho. **Contract No. 6001335** -100% City Funding – AMEND 1 – To Provide Additional Funding for the Payroll Department’s Design/Build Project. – Contractor: R.E. Leggette Co. – Location: 9335 Saint Stephens, Dearborn, MI 48126 – Contract Period: Upon City Council Approval through December 31, 2018 – Contract Increase: \$131,922.00 – Total Contract Amount: \$510,022.00. (*This Amendment is for Additional Funding Only.*) **GENERAL SERVICES (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**
8. **Sheffield**, reso. autho. **Contract No. 6001594** - 100% City Funding – To Provide Tree Removal Throughout the City of Detroit. – Contractor: All Metro Tree Service, LLC – Location: 37820 Wendy Lee Street, Farmington Hills, MI 48331 – Contract Period: Upon City Council Approval through August 20, 2020 – Total Contract Amount: \$1,065,000.00. **GENERAL SERVICES (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**
9. **Sheffield**, reso. autho. **Contract No. 6001595** - 100% City Funding – To Provide Tree Removal Throughout the City of Detroit. – Contractor: Tree Man Services, LLC – Location: 19200 Prevost, Detroit MI 48235 – Contract Period: Upon City Council Approval through August 20, 2020 – Total Contract Amount: \$1,065,000.00. **GENERAL SERVICES (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**
10. **Sheffield**, reso. autho. **Contract No. 6001650** - 100% City Funding – To Provide General Contracting Services for DFD Engine #40. – Contractor: KEO & Associates, Inc. – Location: 18286 Wyoming, Detroit, MI 48221 – Contract Period: Upon City Council Approval through October 1, 2019 – Total Contract Amount: \$700,000.00. **GENERAL SERVICES (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**
11. **Sheffield**, reso. autho. **Contract No. 6001597** - 100% City Funding – To Provide Park Improvements for Various Parks throughout the City of Detroit. – Contractor: Michigan Recreational Construction, Inc. – Location: 18631 Conant, Detroit, MI 48234 – Contract Period: Upon City Council Approval through October 16, 2019 – Total Contract Amount: \$1,090,000.00. **RECREATION (REPORTED OUT OF THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE ON 11-1-18)**

## **LAW DEPARTMENT**

12. **Benson**, a Proposed Ordinance to amend Chapter 43, of the 1984 Detroit City Code, *Police*, Article VI, *Citizens Radio Patrol Assistance Program*, Section 43-6-4, *Eligible Expenditures*, to incorporate certain expenses pertaining to bicycling as reimbursable expenditures for purpose of the Citizens Radio Patrol Assistance Program; and Section 43-6-6, *Conditions of Assistance*, to protect the value to the City for assistance funds spent on bicycle equipment and maintenance for purposes of the Citizens Radio Patrol Assistance Program. **INTRODUCE (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
13. **Benson**, reso. autho. Setting a Public Hearing on the foregoing ordinance amendment. **(REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
14. **Benson**, a Proposed Ordinance to amend Chapter 9 of the 1984 Detroit City Code, *Buildings and Building Regulations*; Article I, *Administration and Enforcement*; Division 3, *Requirements for Rental Property*, by amending Subdivision A, *In General*, Section 9-1-84, *Federal and other governmental agency inspections accepted*, to allow for certain inspections by federal and other governmental agencies to be accepted by the Buildings, Safety Engineering and Environmental Department in place of certain City inspections under the article. **INTRODUCE (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
15. **Benson**, reso. autho. Setting a Public Hearing on the foregoing ordinance amendment. **(REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**

## **OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS**

16. **Benson**, reso. autho. Request to Accept and Appropriate the FY 2018 Comprehensive Opioid Abuse Site-based Grant Program. **(The US Department of Justice has awarded the City of Detroit Police Department with the FY 2018 Comprehensive Opioid Abuse Site-based Grant Program for a total of \$500,000.00. There is no match required. The grant period is October 1, 2018 through September 30, 2020.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
17. **Benson**, reso. autho. Request to Accept and Appropriate FY 2019 Auto Theft Prevention Authority (ATPA) Grant. **(The Michigan State Police have awarded the City of Detroit Police Department with the FY 2019 Auto Theft Prevention Authority (ATPA) Grant for a total of \$1,866,618.00. The State share is 60% or \$1,866,618.00 of the approved amount, and there is a cash match requirement of 40% or \$1,244,412.00. The total project cost is \$3,111,030.00. The grant period is October 1, 2018 – September 30, 2019. The grant was adopted in the FY 2019**

**budget in the amount of \$2,723,601.00. The grant was awarded at a higher value than was budgeted. We are asking for an increase in appropriation 20444, in the amount of \$387,429.00, in order to reflect the total project cost of \$3,111,030.00.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**

18. **Benson, reso. autho. Request to Accept and Appropriate the FY 2018 Health Education and Community Benefit Grant. (The Detroit Medical Center (DMC) has awarded the City of Detroit Health Department with the FY 2018 health Education and Community Benefit Grant for a total of \$55,450.00. There is no match requirement for this grant. The grant period is August 22, 2018 through August 21, 2019.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**
19. **Benson, reso. autho. To submit a grant application to the FY 2018 Advancing Health Equity Through Housing Grant. (The Office of Sustainability is hereby requesting authorization from Detroit City Council to submit a grant application to the Kresge Foundation for the FY 2018 Advancing Health Equity Through Housing Grant. The amount being sought is \$100,000.00. There is no match requirement for this grant. The total project cost is \$100,000.00.) (REPORTED OUT OF THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 11-5-18)**

#### **RESOLUTIONS**

20. **Ayers, reso. autho. Appointing David D. Whitaker to be City Council's designee on the Risk Management Council; Irvin Corley Jr. is appointed as an alternate.**

#### **PRESIDENT'S REPORT ON STANDING COMMITTEE REFERRALS AND OTHER MATTERS:**

##### **BUDGET, FINANCE AND AUDIT STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE***

##### **MAYOR'S OFFICE**

21. **Submitting report relative to Proposed Five-Year Capital Agenda. (The 2018 Capital Agenda reflects a collaboration between the Administration, the members of City Council, and the Detroit community. It also shows a long-term strategy to leverage city sources, state and federal funding, and philanthropy to make targeted investments that improve quality of life from Detroiters. The current fiscal year, along with this five-year Capital Agenda recommends a total of \$1.8 billion for projects from these various sources.)**

##### **OFFICE OF THE AUDITOR GENERAL**

22. **Submitting report relative to The Casino Development Fund. (This report contains our audit purpose, scope, objectives, methodology and conclusions; background; our audit summary and recommendation).**

## **LEGISLATIVE POLICY DIVISION**

23. Submitting report relative to PA 84 of 2018, amending the “Local Government Labor Regulatory Limitation Act”. **(On October 8, 2018, Council Member Ayers requested that the Legislative Policy Division (LPD) provide an opinion on legislation recently signed into law by Governor Snyder, amending the “Local Government Labor Regulatory Limitation Act”, Public Act 84 of 2018.)**

## **INTERNAL OPERATIONS STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE:***

## **LAW DEPARTMENT**

24. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Keir Jackson v City of Detroit, DDOT, and Mark Clark; Case No.: 17-014375-CD; File No.: W17-00210, in the amount of \$5,000, in full payment of any and claims which plaintiff may have against the City of Detroit.
25. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Renita Johnson v City of Detroit; Case No.: 17-12314-CD; File NO.: W17-00188 (JCA), in the amount of \$25,000.00, by reason of economic and noneconomic damages sustained by alleged wrongful termination on or about July 6, 2017.
26. Submitting report relative to Members of the Medical Marihuana Facility Review Committee. **(Pursuant to Sec. 61-2-153 of the 1984 Detroit City Code, attached are the members of the Medical Marihuana Facility Review Committee)**
27. Submitting report and Proposed ordinance to amend Chapter 27, *Human Rights*, of the 1984 Detroit City Code, by amending Article X, *Municipal Identification Card Program*, by amending Section 27-10-2 to modify the definition of municipal identification card; by amending Section 27-10-4 to include the ability of a legal guardian to apply for a municipal identification card on behalf of an incapacitated or minor resident, to modify point system requirements for obtaining municipal identification cards, to add credentials, to modify the requirements of the affidavit of identifying witness and to modify the timeframe of validity for documents in Category C; by amending Section 27-10-5 to modify the age range of minors eligible for municipal identification cards and provide for proof of parentage or guardianship; and by amending Section 27-10-17(c) to specify the fee for a replacement card. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?)**

**PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:***

**HISTORIC DESIGNATION ADVISORY BOARD**

28. Submitting reso. autho. Scheduling a Public Hearing for the purpose of considering Petition of Deliverance Center Outreach Ministries (#341), requesting that the intersection of West Grand Boulevard and Porter Avenue be assigned the secondary street name "Bishop Gregg A. Booker." **(Upon review of their documentation submitted, the staff has determined that reasonable grounds has been provided and therefore has concluded that the petition meets the criteria for Secondary Naming of Street in accordance with Article VII Sections 50-7-31 through Sections 50-7-50 of the 1984 Detroit City Code.)**

**HOUSING AND REVITALIZATION DEPARTMENT**

29. Submitting reso. autho. Request for a Public Hearing to Approve a Commercial Rehabilitation Certificate on behalf of Dev Detroit 1346 Gratiot, LLC (#812), located at the intersection of Gratiot Avenue and Russell Street in Detroit, Michigan, in accordance with Public Act 210 of 2005. **(The Housing and Revitalization Department, Planning & Development Department and Finance Department have reviewed the application of Dev Detroit 1346 Gratiot, LLC, and find that it satisfies the criteria set forth by P.A. 210 of 2005 and would be consistent with development and economic goals of the Master Plan.)**
30. Submitting reso. autho. Request for a Public Hearing to Approve a Commercial Facilities Exemption Certificate on behalf of AK Owner, LLC (#492), in the area of 7430 Second Avenue (Second Floor ONLY), Detroit, Michigan, in Accordance with Public Act 255 of 1978. **(The Housing and Revitalization Department has reviewed the application of AK Owner, LLC, and find that it satisfies the criteria set forth by P.A. 255 of 1978 and would be consistent with development and economic goals of the Master Plan.)**
31. Submitting reso. autho. Request for a Public Hearing to Approve a Commercial Facilities Exemption Certificate in the area of 7430 Second Avenue (Main Floor and Concourse Level ONLY), Detroit, Michigan, in Accordance with Public Act 255 of 1978 on behalf of AK Owner, LLC (#492). **(The Housing and Revitalization Department has reviewed the application of on behalf of AK Owner, LLC (#492), AK Owner, LLC, and find that it satisfies the criteria set forth by P.A. 255 of 1978 and would be consistent with development and economic goals of the Master Plan.)**

**PLANNING AND DEVELOPMENT DEPARTMENT**

32. Submitting reso. autho. ***Correction*** of Sales Resolution Brush Park South Development. **(In anticipation of the closing, the Purchaser has requested that conveyance of the Properties be to a Michigan single-purpose entity created**

**specifically for the Project. The name of this entity is Brush Park South Owner LLC, a Michigan Limited Liability Company. Additionally, we discovered errors in the legal descriptions of the Properties such that: 1) Land should have been added from certain right-of-way vacations approved by this Honorable Body on July 12, 2016 for the Project and 2) land should have been removed that is for the intersection improvements at the Eastbound Fischer Freeway Service Drive and Beaubien Street.)**

33. Submitting reso. autho. Second Amendment to Sublease – Detroit Windsor Tunnel LLC. **(Detroit Windsor Tunnel LLC (DWT) leases from the City, as landlord and successor-in-interest to Ford Motor Properties, Inc., the plaza that serves the Detroit Windsor Tunnel on the Detroit side, as well as some additional property that includes 1303 East Atwater (the “Atwater Parcel”). During the bankruptcy, Syncora acquires an opinion to purchase the Atwater Parcel, which requires that the Sublease be amended to remove such property.)**
34. Submitting reso. autho. Real Property at 8707, 8713, 8717 and 8727 Fenkell, Detroit, MI 48238. **(The P&DD entered into a Purchase Agreement dated August 6, 2018 with the Offeror. Under the terms of a proposed Purchase Agreement, the Property would be conveyed to the Offeror by Quit Claim Deed (the “Deed”) for Two Thousand and 00/100 Dollars (\$2,000.00) (the “Purchase Price”). Offeror, intends to use the property for an expansion of their adjacent day care center. The proposed use is by-right use within the designated B2 zoning district.)**

#### **MISCELLANEOUS**

35. **Council Member Scott Benson** submitting memorandum relative to Real Estate Development Ordinance.

#### **PUBLIC HEALTH AND SAFETY STANDING COMMITTEE**

***THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:***

#### **LAW DEPARTMENT**

36. Submitting report and Proposed ordinance to amend Chapter 22 of the 1984 Detroit City Code, *Handling of Solid Waste and Prevention of Illegal Dumping*, Article I, *In General*, Division 2, *Civil Fines for Violations*, by amending Section 22-1-14, *Civil fines for violation of Sections 22-2-83(b), (c) and (d), 22-2-849a) and (b)(l), (2) and (4), 22-2-87, 22-2-88(b) and (c), 22-2-96 and (c), 22-2-96 and 22-297 of this Code regarding solid waste except for medical waste and hazardous waste; cost of removal incurred by City of Detroit; factors to be considered by hearings officer when determining fine; burden of proof for factors upon violator*, and Article II, *Storage, Preparation, Collection, Transport, Disposal, and Placement*, Division 5, *Illegal Dumping* by amending Section 22-2-83, *Dumping storing or depositing solid waste, medical waste, hazardous waste or bulk solid waste material on any publicly owned property, or private property or water, without permit*, to provide: uniform measurements for determining blight violations related to illegal dumping of solid

waste; uniform measurements for determining fines related to illegal dumping of solid waste; and an additional classification and higher fines related to illegally dumping larger quantities of solid waste. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?)**

**BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT**

37. Submitting report relative to **DEFERRAL OF DEMOLITION ORDER** on property located at 291 Chandler. **(A special inspection on October 19, 2018 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of six months subject to conditions of the order.)**
38. Submitting report relative to **DEFERRAL OF DEMOLITION ORDER** on property located at 15767 Beverland. **(A special inspection on October 23, 2018 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of six months subject to conditions of the order.)**
39. Submitting report relative to **DEFERRAL OF DEMOLITION ORDER** on property located at 12811 Terry. **(A special inspection on October 22, 2018 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of six months subject to conditions of the order.)**
40. Submitting report relative to **DEFERRAL OF DEMOLITION ORDER** on property located at 15867 Burt Rd. **(A special inspection on October 24, 2018 revealed the property did not meet the requirements of the application to defer. The property continues to be open to trespass and not maintained. Therefore, we respectfully recommend that the request for the deferral be denied.)**

**DEPARTMENT OF PUBLIC WORKS/ADMINISTRATION DIVISION**

41. Submitting reso. autho. Car Sharing Pilot Program Operating Agreement. **(This OPERATING AGREEMENT (“Agreement”) is entered into as of the Effective Date, as herein defined, by and between the CITY OF DETROIT, a Michigan Municipal Corporation acting through its Department of Public Works (“CITY”), located at the Coleman A. Young Municipal Center, 2 Woodward Avenue, Suite 611, Detroit, Michigan 48226, and MAVEN DRIVE LLC, a Delaware limited liability company (“MAVEN”), located at 29360 William Durant Blvd., MS: 480-111-S1, Warren, Michigan 48092-225. The City and MAVEN may each be referred to herein as a “Party” or collectively as the “Parties” to this Agreement, as applicable.)**

**MISCELLANEOUS**

42. **Council Member Scott Benson** submitting memorandum relative to DPD Towing



Process.